



S/N 09/559,593

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zellner et al. Examiner: Phan, Man U.  
Serial No.: 09/559,593 Group Art Unit: 2665  
Filed: April 28, 2000 Docket No.: 60027.0365USI3/BS97026  
Title: METHOD FOR DYNAMIC MULTI-LEVEL PRICING FOR WIRELESS  
COMMUNICATIONS ACCORDING TO QUALITY OF SERVICE

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop ISSUE FEE, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 May 9, 2005.

By: 

Name: Michael T. Lukon

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(d))**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the items were recently cited in an International Search Report mailed April 11, 2005.

This statement should be considered because it is submitted after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311 or after any other action that closes prosecution on the application, but before the payment of the issue fee. Please charge the fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 13-2725. This statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

**Certification Under 37 C.F.R. §1.97(e)(1)**

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that each item of information listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart foreign application within three months of filing this statement.

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**Certification Under 37 C.F.R. § 1.704(d)**

In accordance with 37 C.F.R. § 1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement. Accordingly, no patent term adjustment is due for the filing of this Information Disclosure Statement.

In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided. Enclosed for the Examiner's information is a copy of the International Search Report. Applicants note that references EP 0 370 826, EP 0 717 579 and 5,574,977 also listed in the search report were previously cited to or by the Examiner.

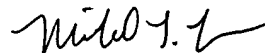
No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication. For the Examiner's convenience, we have also provided a copy of the claims as filed in the European Divisional Application for which the abovementioned International Search Report was issued.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
404/954-5100

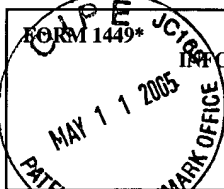


Michael T. Lukon  
Reg. No. 48,164

Date: May 9, 2005

**39262**

PATENT TRADEMARK OFFICE

	<b>INFORMATION DISCLOSURE STATEMENT</b>		Docket Number: 60027.365US13	Application Number: 09/559,593
	<b>IN AN APPLICATION</b>		Applicant: ZELLNER ET AL.	
	(Use several sheets if necessary)		Filing Date: 04/28/2000	Group Art Unit: 2665

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,521,925	05-1996	Merakos et al.	370	95.3	

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 97/16040	05-1997	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		European Search Report dated 04/11/05 on Application No. 04078485.2

**39262**  
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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	